THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10381 of 2007

Dated:06.07.2007

Between:

Adarsa Educational Society, Bukkapatnam, Anantapur District.

…PETITIONER

and

The Government of Andhra Pradesh, rep.by the District Collector, Anantapur District and others.

…RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10381 of 2007

ORDER:

Adarsa Educational Society, Bukkapatnam Village and Mandal, Anantapur District, filed instant writ petition seeking a writ of Mandamus declaring the action of the respondents in trying to demolish the school building, namely, Sri Shiridi Sai English Medium School in survey No.332-1 situated at Puttaparthi Village and Mandal of said District, as illegal and arbitrary. The petitioner also seeks a consequential direction to restrain the respondents from demolishing the school building.

The petitioner is a society registered under the Societies Registration Act, 1860. The society is running one English medium school at Puttaparthi Village in an extent of Ac.0.66 in survey No.332-1, which the society allegedly purchased from Smt.P.Lakshmi Devi. It is alleged that on 06.02.2007, third respondent came with staff and threatened to demolish the school. Therefore, instant writ petition is filed.

After getting instructions, the leaned Assistant Government Pleader for Revenue submits that the land admeasuring Ac.1.72 in survey No.
332-1 is classified in the revenue records as Vanka Poramboke, that the petitioner society occupied the same and constructed building and that necessary steps are being taken to remove the encroachment after

following due process of law. In view of the same, this Court is of the considered opinion that the writ petition is filed on mere apprehension and the same is accordingly dismissed. No costs.

(V.V.S.RAO, J)

06th July, 2007
ghn